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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/719,053	11/20/2003	Calvin Keith Cope	HORI102.01	3289		
	7590 05/25/2004			EXAMINER		
Ormiston & McKinney, PLLC Suite 400 P.O. Box 298 802 W. Bannock			HURLEY	HURLEY, KEVIN		
			ART UNIT	PAPER NUMBER		
Boise, ID 837	701-0298		3611			

DATE MAILED: 05/25/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner Kevin Hurley 3611			Application	ı No.	Applicant(s)	—— <i>4</i>	
Examiner Revin Hurley 3611 36			10/719,053		COPE, CALVIN KEITH		
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This action is FINAL. 2b This action is non-final.	Status						
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parto Quayle</i> , 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 6-13.15-17.20-24.28-32 and 35-40 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) is/are objected to. 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. Attachment(s) 1) Notice of Draftsperson's Patent Drawing Review (PTO-946) 3) Paper No(s)/Mail Date 50 Other: 5) Notice of Informal Patent Application (PTO-152) 6) Other: 6) Other: 6. Paper No(s)/Mail Date 6. Other 6000000000000000000000000000000000000	1)	Responsive to communication(s) filed on _		_			
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DETAILED ACTION

Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - I. Claims 6-12, 16-17, 20-24, 28-32, 38-40 drawn to a vehicle (drive shaft through bearing), classified in class 180, subclass 376.
 - II. Claims 13, 15 drawn to a vehicle (articulated vehicle with locking mechanism), classified in class 280, subclass 474.
 - III. Claim 35, drawn to a vehicle (articulated vehicle with rear driven wheels), classified in class 180, subclass 14.1.
 - IV. Claims 36-37, drawn to a vehicle (four wheel steered), classified in class 180, subclass 408.
- 2. The inventions are distinct, each from the other because of the following reasons:

Inventions I-IV are unrelated. Inventions are unrelated if it can be shown that they are not disclosed as capable of use together and they have different modes of operation, different functions, or different effects (MPEP § 806.04, MPEP § 808.01). In the instant case the different inventions as claimed are not disclosed as being capable of use together and they have different modes of operation. As claimed, each is a separate first and second sub-frame and are not disclosed as being used with another first and second sub-frame).

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3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

- 4. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).
- 5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kevin Hurley whose telephone number is 703-308-0233. The examiner can normally be reached on Monday-Friday 9:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lesley Morris can be reached on 703-308-0629. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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